



STATE OF WISCONSIN

Senate Journal

Ninety–Third Regular Session

10:00 A.M.

THURSDAY, February 5, 1998

The Senate met.

The Senate was called to order by Senator Dale Schultz.

The Chair, with unanimous consent, asked that the proper entries be made in the journal.

INTRODUCTION, FIRST READING AND REFERENCE OF BILLS

Read first time and referred:

Senate Bill 442

Relating to: the expenditure of \$256,744.55 from moneys appropriated to the department of transportation for payment of a claim against the state made by CleanSoils Wisconsin, Inc.

By Senator Burke; cosponsored by Representative Bock.

To joint committee on **Finance**.

Senate Bill 443

Relating to: the creation of an additional unclassified division administrator position in the department of health and family services.

By Senators Moen, Rude, Panzer and Rosenzweig; cosponsored by Representatives Underheim, Musser, Hanson, Orada, Freese, Huber, Johnsrud, Coggs and Porter.

To committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Senate Bill 444

Relating to: the Kickapoo valley reserve, the Kickapoo reserve management board and providing a penalty.

By Senator Rude; cosponsored by Representative Johnsrud, by request of Kickapoo Reserve Management Board.

To committee on **Insurance, Tourism and Rural Affairs**.

Senate Bill 445

Relating to: allowing pupils to possess and use metered dose and dry powder inhalers while in school.

By Senators C. Potter, Burke, Rude, Chvala and Grobschmidt; cosponsored by Representatives Jensen, Harsdorf, Kunicki, Duff and Ward.

To committee on **Education**.

Senate Bill 446

Relating to: hunting of small game in state parks and granting rule-making authority.

By Senator Schultz; cosponsored by Representative Johnsrud.

To committee on **Agriculture and Environmental Resources**.

REPORT OF COMMITTEES

The committee on **Insurance, Tourism and Rural Affairs** reports and recommends:

Senate Bill 390

Relating to: commencement of the fall semester at public schools.

Passage.

Ayes, 3 – Senators Breske, Schultz and Drzewiecki.

Noes, 1 – Senator Jauch.

Senate Bill 411

Relating to: increasing the tourism marketing appropriation and making an appropriation.

Passage.

Ayes, 4 – Senators Breske, Jauch, Schultz and Drzewiecki.

Noes, 0 – None.

Roger Breske
Chairperson

PETITIONS AND COMMUNICATIONS

State of Wisconsin

Department of Health and Family Services

January 30, 1998

The Honorable, The Legislature:

The attached report is submitted under section 13.172(2) in accordance with Act 1997 Act 27, Section 9123(12j) which directs the Department of Health and Family Services, in consultation with the Department of Revenue, to develop proposed legislation to create a tax credit for individuals who provide care for elderly persons. The report outlines options to create incentives for individuals to provide care for elderly and disabled persons.

Thank you for distributing this report to members of the Senate.

Sincerely,
JOE LEEAN
Secretary

State of Wisconsin

Department of Employment Relations

February 1998

The Honorable, The Legislature:

I am pleased to submit the Fiscal Year 1997 report on employment of recipients of Aid to Families with Dependent Children (AFDC). This report includes: (1) a description of each agency's efforts to employ aid recipients, and (2) the number of persons receiving aid under s. 49.19, Wis. Stats., employed by each agency and the classification title of each position filled from July 1, 1996, through June 30, 1997.

Enclosed is a copy of the AFDC report. Please contact Mr. Pepe Indalecio at 266-6475 if you have questions or need additional information regarding this report.

Sincerely,
JON E. LITSCHER
Secretary

EXECUTIVE COMMUNICATIONS

**State of Wisconsin
Office of the Governor**

February 3, 1998

The Honorable, The Senate:

I am pleased to nominate and with the advice and consent of the Senate, do appoint BRADLEY, JAMES, of Sun Prairie, as a member of the State Fair Park Board, to serve for the term ending May 1, 2003.

Sincerely,
TOMMY G. THOMPSON
Governor

Read and referred to committee on **Agriculture and Environmental Resources**.

**REFERRALS AND RECEIPT OF
COMMITTEE REPORTS CONCERNING
PROPOSED ADMINISTRATIVE RULES**

Senate Clearinghouse Rule 97-123

Relating to ice fishing shelters.

Submitted by Department of Natural Resources.

Report received from Agency, February 4, 1998.

Referred to committee on **Agriculture and Environmental Resources**, February 5, 1998.

Senate Clearinghouse Rule 97-130

Relating to hearings on relief from institutional charges, a low-income standard for allocating state nutrition and senior volunteer funds and maintaining the confidentiality of personal facts included in medical information obtained by department staff in the conduct of official business.

Submitted by Department of Health and Family Services.

Report received from Agency, February 4, 1998.

Referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**, February 5, 1998.

Senate Clearinghouse Rule 97-153

Relating to the forest fire protection grant program.

Submitted by Department of Natural Resources.

Report received from Agency, February 4, 1998.

Referred to committee on **Agriculture and Environmental Resources**, February 5, 1998.

MESSAGES FROM THE ASSEMBLY

By Charles Sanders, chief clerk.

Mr. President:

I am directed to inform you that the Assembly has passed and asks concurrence in:

Assembly Bill 53

Assembly Bill 139

Assembly Bill 275

Assembly Bill 509

Assembly Bill 554

Assembly Bill 581

Assembly Bill 582

Assembly Bill 600

Assembly Bill 601

Assembly Bill 602

Adopted and asks concurrence in:

Assembly Joint Resolution 98

Concurred in:

Senate amendment 1 to Assembly amendment 4 to **Senate Bill 3**

**MESSAGES FROM THE ASSEMBLY
CONSIDERED**

Assembly Bill 53

Relating to: disclosure of identifying information about birth siblings, granting rule-making authority and making an appropriation.

By Representatives Notestein, Freese, Ladwig, Williams, Goetsch, Riley, Musser, R. Young, Albers, Boyle, Powers, Ryba, Gunderson and Baldwin; cosponsored by Senators Plache, Buettner and Breske.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 139

Relating to: veterans benefits for veterans who are delinquent in child or spousal support, maintenance, medical expenses or birth expenses.

By Representatives Musser, Sykora, Zukowski, Duff, Ryba, Powers, Turner, Gunderson, Grothman, Albers, Kreuser, Hahn, M. Lehman, Nass, Boyle and Seratti; cosponsored by Senators Wirch, Welch, Cowles, Rosenzweig and A. Lasee.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 275

Relating to: access by a child's substitute care provider to medical information concerning the child, the child's religious affiliation or belief and information relating to any involvement of the child in any sexual abuse, in any cult or group that promotes criminal activity or in any activities that are harmful to the child.

By Representatives Seratti, Ainsworth, M. Lehman, Ryba, Lorge, Ladwig, Wasserman, Freese, Musser, Lazich, Owens, Grothman, Goetsch, Gunderson and Brandemuehl; cosponsored by Senators Buettner, Weeden and Zien.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 509

Relating to: creating a marriage and family therapist training certificate and the eligibility requirements for taking the examination for a marriage and family therapist or professional counselor certificate.

By Representative Otte, by request of Department of Regulation and Licensing Secretary Marlene A. Cummings.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 554

Relating to: transporting children in open cargo areas of certain motor trucks.

By Representatives Kelso, Ladwig, Black, Bock, Dobyns, Hanson, Hasenohrl and Urban.

Read first time and referred to committee on **Labor, Transportation and Financial Institutions**.

Assembly Bill 581

Relating to: the supplemental food program for women, infants and children and making an appropriation.

By Representatives Sykora, Wasserman, Harsdorf, Kreibich, Albers, Baumgart, Bock, Boyle, Gronemus, Handrick, Hasenohrl, Huebsch, Johnsrud, Meyer, Musser, Notestein, Olsen, Otte, Plouff, Robson, Ryba, Springer, Staskunas, Underheim, L. Young, R. Young and Murat; cosponsored by Senators Moen, Rude, C. Potter, Breske, Clausing, Decker, Huelsman, Plache, Roessler, Wirch and Zien.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 582

Relating to: allowing a power of attorney for health care instrument to be used to make or refuse to make an anatomical gift and allowing a health care agent to make an anatomical gift.

By Representatives Wasserman, Huber, Underheim, Kreuser, Walker, Staskunas, Baumgart, Bock, Brandemuehl, Goetsch, Gronemus, Krug, Ladwig, Murat, Notestein, Porter and R. Young; cosponsored by Senators Rosenzweig, Risser, Roessler, Grobschmidt and Huelsman.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 600

Relating to: the placement of a child with a relative for adoption and application of the interstate compact on the placement of children; the time by which a juvenile court must hold a hearing on a petition for adoptive placement of a child with a nonrelative and a petition to terminate parental rights that is filed with a petition for adoptive placement; removal of a child from a foster home, treatment foster home or group home for the purpose of placing the child by an agency for adoption; education about adoption and school age parents programs; who may be adopted; the documentation required in a permanency plan for preadoptive placement of a child in foster care or treatment foster care under a voluntary agreement; payments by an adoptive or proposed adoptive parent for the expenses of a birth parent or child; the release of identifying

information by an agency that placed a child for adoption or that was appointed guardian of a child who was adopted; advertising related to adoption; the time by which a petition for a rehearing on the ground of new evidence must be filed in a juvenile court proceeding; and providing a penalty.

By Joint Legislative Council.

Read first time and referred to committee on **Judiciary, Campaign Finance Reform and Consumer Affairs**.

Assembly Bill 601

Relating to: adoption assistance, granting rule-making authority and making appropriations.

By Joint Legislative Council.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Bill 602

Relating to: kinship care, creating a long-term kinship care program and making appropriations.

By Joint Legislative Council.

Read first time and referred to committee on **Health, Human Services, Aging, Corrections, Veterans and Military Affairs**.

Assembly Joint Resolution 98

Relating to: designating Buffalo Soldier Day.

By Representatives Turner, Musser, L. Young, Travis, Bock, Brandemuehl, Coggs, Cullen, Dobyns, Duff, Freese, Goetsch, Green, Gronemus, Hahn, Hasenohrl, Hutchison, Jensen, Johnsrud, Kedzie, Kreuser, Kunicki, Ladwig, F. Lasee, J. Lehman, Lorge, Morris-Tatum, Notestein, Owens, Plouff, Porter, Riley, Robson, Ryba, Urban, Walker, Williams, R. Young and Ziegelbauer; cosponsored by Senators Moen, Zien, Weeden, Plache, Burke, Moore and Fitzgerald.

Read and referred to committee on **Senate Organization**.

ADJOURNMENT

Senator Schultz, with unanimous consent, asked that the Senate adjourn until Tuesday, February 10 at 10:00 A.M..

Adjourned.

10:01 A.M.

CHIEF CLERK'S REPORT

The Chief Clerk records:

Senate Joint Resolution 29

Deposited in the office of the Secretary of State on February 4, 1998.